#### UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Thérèse de Bizemont, Florian Sennlaub

Application: GENE THERAPY WITH CHIMERIC OLIGONUCLEOTIDES

DELIVERED BY A METHOD COMPRISING A STEP OF

**IONTOPHORESIS** 

Serial No.: Herewith Art Unit:

Filing Date: Herewith Examiner:

Case: R-341893

EL #1220# 42FUC

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853 Sanders Road, #330 Northbrook, Illinois 60062 April 17, 2001

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Commissioner for Patents Washington, D.C. 20231

## **PRELIMINARY AMENDMENT**

Sir:

Prior to the calculation of the application filing fees in connection with the above-identified application, please amend the above-identified application as follows

(a marked up version of the amended claims are on the pages following the remarks):

### IN THE CLAIMS

Rewrite claim 32 as follows:

32. A pharmaceutical composition comprising a chimeric oligonucleotide DNA/2'OMeRNA type of claim 27.

Add the following new claims 37-39:

- 37. (new claim) A pharmaceutical composition comprising a chimeric oligonucleotide DNA/2'OMeRNA type of claim 28.
- 38. (new claim) A pharmaceutical composition comprising a chimeric oligonucleotide DNA/2'OMeRNA type of claim 29.
- 39. (new claim) A pharmaceutical composition comprising a chimeric oligonucleotide DNA/2'OMeRNA type of claim 30.

#### **REMARKS**

This Amendment is being presented in connection with the filing of the above-identified application. With respect to the above amendments to the claim 32, claim 32 has been amended so that it is dependent on a single claim rather than on

multiple claims. The new claims 37-39 being added by this Amendment incorporates the subject matter previously included in claim 32.

Respectfully submitted, Mason, Kolehmainen, Rathburn & Wyss (Customer #008668)

Ву

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# Version of Amended Claim with Markings to Show Changes Made

The following is a marked up version of claim 32 showing the amendments made to that claim (the changes are shown by underlining added matter and striking through deleted matter):

Rewrite claim 32 as follows:

32. A pharmaceutical composition comprising a chimeric oligonucleotide DNA/2'OMeRNA type of claims claim 27-to-30.